

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 00-09-11**

Date Published: September 7, 2000  
For Work Week Commencing: September 11, 2000  
Business Meeting: September 11, 2000, 10:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Dennis Crawford at (406) 444-6182 or Dan Elliott at (406) 444-6187. They may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

**Work Sessions** All items identified below are for Commission discussion or action on the day designated (Dan).

1. MPC Sale – Placeholder – (9/12/00)
2. D97.7.90 – MPC – Interim Increase for QF costs – Act on Notice of Request for Comments (9/12/00)
3. D2000.9.140 – MPC – Bozeman School District, et al., v. MPC – Preliminary discussion on petition, direction on procedure (9/12/00)
4. MPC – MPC sale of natural gas assets – Preliminary discussion, direction, procedure on MPC sale of natural gas assets in light of D96.2.22 stipulation (9/12/00)
5. Lone Mountain Springs – Cronin v. PSC (Long Mountain Springs Transfer of Assets) Discuss pending judicial review of PSC order granting transfer of assets (9/12/00)
6. D2000.8.124 – Touch America – Petition for Arbitration (Qwest) – To take some actions required by Commission rules (9/12/00)

7. D2000.6.89 – Qwest – Wholesale Pricing Docket – To act on motions to suspend (9/12/00)
8. Slamming enforcement – Decide whether the Montana PSC wants to opt in to the new slamming enforcement regime as described in the FCC's May order (9/12/00)
9. Montana Communications – Interconnection dispute b/t Qwest and MC that involves the PSC in part – To address the attached letter from MC requesting that PSC staff not notify customers of pending disconnection (9/12/00)
10. N2000.8.135 – Essen Communications – Request for PSC ruling re: application of Qwest cellular alternative program to resellers – Discuss issue as described in 8/28/00 letter from Marty Essen (9/12/00)
11. D99.4.89 – Customer Carpets vs. USWC – Complaint re: phone charges – To discuss Customer Carpets letter requesting reconsideration of Order 6224a (9/12/00)
12. D99.12.277 and D96.11.200 – Qwest – Loop deaveraging – To discuss the case and get direction to draft an order (9/13/00)

Weekly Scheduling Meeting – Will be held at 9:45 a.m. on the day of the Business Meeting

**Action Items** All items identified below are for action at the Commission business meeting.

1. ENERGY NORTHWEST, INC., Docket No. D2000.7.103 (Denise)

On July 24, 2000 the Commission issued a Notice of Application and Intervention Deadline and Procedural Order No. 6259 on the application of Energy Northwest, Inc. for a increase in electricity rates. The deadline was August 11, 2000 for interventions. On August 24, 2000, the Department of Environmental Quality filed a Petition for Late Intervention. Recommendation: Grant late intervention.

2. MONTANA WIRELESS, INC., Docket No. D2000.3.28 (Robin)

On March 3, 2000 the Commission issued "Order on Petition for Temporary Suspension of Duty Under 47 U.S.C. § 251(b)(2) [local number portability]" (Order No. 6232) in this docket. A "Notice of Petition, Notice of Opportunity to Intervene, Notice of Opportunity to Comment" was issued on March 8, 2000. On August 28, 2000, the petitioner, Montana Wireless, Inc. dba Blackfoot Communications, filed a "Notice of Withdrawal of Petition." Montana Wireless no longer needs a temporary suspension of its obligation to provide local number portability. The Commission-issued documents referred to above have been circulated electronically for Commissioner review as background. The Montana Wireless notice has been circulated. Recommend vacating Order No. 6232 and closing this docket.

**Notice Items** All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

1. AT &T Communications, Inc., Docket N2000.9.141 (Scott)

On September 1, 2000, AT&T filed tariff transmittal 2000-16. In this filing AT&T is requesting to update the late payment charge language to clarify when and how the charge is assessed and to specify that the charges only applies when the balance exceeds \$25.00.

**Information Items** All items identified below are for information only.

**Tentative Action Items for Agenda 00-09-18**

**New Filings Received in Past Week**

D2000.9.140 – Bozeman School District – Declaratory Ruling  
N2000.9.141 – AT&T – Tariff 2000-16 update on Late Payment Charge  
N2000.9.142 – Smart Energy.com – Application to Supply Electric Service  
N2000.9.143 – Smart Energy.com – Application to Supply Gas Service  
N2000.9.144 – PSC – Operator Service Provider Rate Caps  
D2000.9.145 – Yellowstone Pipeline – Tariff filing rate increase